

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

BANK OF AMERICA, N.A.,

Case No.: 2:17-cv-02808-APG-CWH

Plaintiff

Order (1) Setting Aside Order Granting Motion to Dismiss, and (2) Denying Motion to Dismiss

SATICOY BAY LLC SERIES and SUTTON
PLACE HOMEOWNERS ASSOCIATION,

[ECF Nos. 29, 30, 33]

Defendants

I previously granted the motion to dismiss filed by defendant Saticoy Bay. ECF No. 30.

10 The parties now stipulate to set aside my order, so they can complete their settlement. ECF No.

11 33. They contend that it will be easier for them to clear title if the case is dismissed by

¹² stipulation, rather than by my granting the motion. *Id.* at 2:4-5. Because the parties have

13 resolved their differences, I will rescind my order and deny the motion to dismiss as moot.

14 IT IS THEREFORE ORDERED that the parties' stipulation (**ECF No. 33**) is
15 **GRANTED**. My prior order (**ECF No. 30**) is **VACATED**. The defendant's motion to dismiss
16 (**ECF No. 29**) is **DENIED AS MOOT**. The parties shall file a stipulation to dismiss the case or
17 a joint status report by February 28, 2019.

DATED this 7th day of January, 2019.


ANDREW P. GORDON
UNITED STATES DISTRICT JUDGE